

JOURNAL OF THE HOUSE.

Tuesday, May 30, 2006.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Eternal God, from Whom goodness and truth flow into welcoming hearts and minds, each day we look to You for guidance. As we carry out our ordinary routine duties and responsibilities, inspire us to pursue faithfully our personal goals, priorities and the purpose for which we have been created by You. In resolving current and often complex issues in our diverse communities, help us to select the most reasonable and ethical legislative and public policy options. Teach us to seek direction from You as we make our decisions and choices.

This morning, in our prayers, we remember Edward Connolly, a long-time member of this House, whom You have called to his heavenly reward. May he rest in peace.

Grant Your blessings to the Speaker, to the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Representatives Lepper of Attleboro and Poirier of North Attleborough) recognizing Roberta "Bonnie" Bristow for her exemplary public service to the Attleboro school system;

Resolutions (filed by Mrs. Canavan of Brockton) congratulating Brandon R. Poli on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mrs. Canavan of Brockton) congratulating Nicholas J. Poli on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. Greene of Billerica) congratulating Dr. Robert J. Calabrese on the occasion of his retirement;

Resolutions (filed by Mr. Keenan of Salem) on the occasion of the sixtieth anniversary of the World War II War Brides Operation;

Resolutions (filed by Mr. Kennedy of Brockton) congratulating Christopher M. Degirolamo on receiving the Eagle Award of the Boy Scouts of America; and

Resolutions (filed by Mr. Kennedy of Brockton) congratulating Mark S. Gymiski on receiving the Eagle Award of the Boy Scouts of America;

Prayer.

Pledge of
allegiance.

Roberta
Bristow.

Brandon R.
Poli.

Nicholas J.
Poli.

Robert J.
Calabrese.

War Brides
Operation.

Christopher M.
Degirolamo.

Mark S.
Gymiski.

Mr. Petrolati of Ludlow, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Lepper, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

Gloucester,
subdivisions.

By Mr. Verga of Gloucester, petition (accompanied by bill, House, No. 4993) of Anthony J. Verga and Bruce E. Tarr (with the approval of the mayor and city council) for legislation to extend the date for certain subdivisions of land in the city of Gloucester. To the committee on Municipalities and Regional Government.

Boston,
Thomas
Dynam.

By Mr. Timilty of Milton, petition (accompanied by bill, House, No. 4998) of Walter F. Timilty and others (with the approval of the mayor and city council) for legislation to authorize the surviving minor dependents of Thomas Dynam of the fire department of the city of Boston to remain in the group health insurance program of said city. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Reports of Committees.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration

County
elections.

Of the Bill relative to county elections for certain vacancies (House, No. 63);

MassHealth.

Of the Bill regarding equality in the MassHealth program (House, No. 2759); and

Costs,
nursing
facilities.

Of the Bill relative to nursing facility and long-term care claims (House, No. 3100);

And recommending that the same severally be referred to the committee on Ways and Means.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Correctional
officers,
assaults.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill punishing assault and battery by means of a bodily substance upon correctional facility employees (Senate, No. 2517),—and recommending that the same be referred to the committee on the Judiciary. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the reference.

Somerset,
easements.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the town of Somerset to lease land and grant easements in certain land (House, No. 4842, changed) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Hynes of Marshfield, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, on House, Nos. 1030, 1497, 1608, 1612, 2611, 2619, 2621, 2627, 2649, 2650, 2652, 2654, 2666, 2678, 2683, 2691, 2695, 2698, 2725, 2729, 2731, 2861, 2864, 2902, 3633, 3655, 3881, 3953, 4236, 4305, 4614, 4706, 4737, 4756, 4806 and 4890, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning prescriptions, nursing homes and health care coverage in the Commonwealth (House, No. 4994). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Health care,
study.

Subsequently Mr. Scaccia of Boston, for said committees, reported asking to be discharged from further consideration of said order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Bill to assess the impact of the public welfare system on the health and well-being of children (House, No. 3863, changed) be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading, with an amendment (previously recommended by the committee on Health Care Financing) pending.

Children,
well-being.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

Removing automatic qualification for certain licenses (Senate, No. 469, amended);

Hunters.

Relative to the Nantucket Housing Authority (Senate, No. 2103, amended) [Local Approval Received];

Nantucket
Housing.

Further regulating the retirement of certain employees of the Department of Fire Services (Senate, No. 2293, amended); and

Fire services.

Authorizing the Commissioner of the Division of Capital Asset Management and Maintenance to convey and acquire certain parcels of land in the town of Bridgewater (Senate, No. 2511); and

Bridgewater,
land.

House bills

Establishing the state pharmacy council (House, No. 2722);

Pharmacies.

Relative to Medicare supplement insurance plans (House, No. 2754);

Medicare.

Relative to equitable coverage for annuity policies (House, No. 2970);

Annuities.

To protect the public health by banning the public distribution of free smoking or tobacco products for commercial purposes (House, No. 3634);

Free tobacco
products.

Providing for the registration of naturopathic doctors (House, No. 4250);

Naturopathic
doctors.

Authorizing the appointment of police officers in the town of Milford (House, No. 4715) [Local Approval Received]; and

Milford.

Pentucket
School
District.

Relative to the financial conditions in the Pentucket Regional School District (House, No. 4883, changed);

Severally placed in the Orders of the Day for the next sitting for a second reading.

Child
labor.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to child labor (House, No. 4638) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading.

Construction
supervisor
license.

Report of the committee on Consumer Protection and Professional Licensure, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 2213) of Arthur J. Broadhurst and Steven A. Baddour relative to the suspension or revocation of licenses for knowingly or willfully constructing residential developments on contaminated sites.

Late
payment
fees.

Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 2938) of Steven M. Walsh and others for legislation relative to further regulating late payment fees on open end credit accounts.

Elisabeth H.
Hathway,
psychologist.

Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 3373) of Charlotte Harris relative to granting a license as a psychologist in the Commonwealth to Elisabeth H. Hathaway, a resident of the State of California.

Board of
Foresters.

Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 3376) of Michael Leonard relative to the feasibility of including the Forest Licensing Board under the control of a board of registration of foresters.

Real estate
transactions.

Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 3409) of David P. Kapturowski relative to requiring radon notification prior to real estate transactions.

Consumer
reporting
agencies.

Report of the same committee, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 3961) of Todd M. Smola relative to consumer reporting agencies.

Severally placed in the Orders of the Day for the next sitting, the question, in each instance, being on acceptance.

Engrossed Bills.

Bills
enacted.

Engrossed bills
Regulating betterment assessments in the town of Marion (see House, No. 4201, amended); and

Relative to the use of certain land in the town of Stockbridge (see House, No. 4595, amended);
(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M. Next sitting.

Mr. DiMasi of Boston then further moved that as a mark of respect to the memory of Edward G. Connolly, a member of the House from Everett from 1991 to 2006, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at twelve minutes after eleven o'clock A.M., on motion of Mr. Smizik of Brookline (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M.